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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANTS: Bacus, et al.  
ASSIGNEE: CELL SIGNALING TECHNOLOGY, INC.  
SERIAL NUMBER: 10/735,118 EXAMINER: Goddard, Laura B.  
FILING DATE: December 11, 2003 ART UNIT: 1642  
FOR: METHOD FOR PREDICTING RESPONSE TO HER-2 DIRECTED THERAPY

**CERTIFICATE OF FACSIMILE TRANSMISSION 37 C.F.R. §1.8**

I hereby certify that this correspondence, and any documents referred to as attached hereto, is/are being transmitted to Commissioner for Patents, P.O. Box 1450, Alexandria, Virginia, Central facsimile number: (571) 273-8300 on this 5th day of June, 2008.

  
Lisa M. Pappalardo

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**RESPONSE TO NOTICE OF NON-COMPLIANT AMENDMENT**

Applicants submit herewith a complete listing of claims in response to the March 5, 2008 Notice of Non-Compliant Amendment issued in the above-captioned case.

The **Listing of Claims** begins on page 2 of this paper.

The **Remarks/Arguments** begin on page 20 of this paper.

The **Conclusion** begins on page 21 of this paper.